

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6618**

**BILL NUMBER:** SB 168

**NOTE PREPARED:** Dec 15, 2005

**BILL AMENDED:**

**SUBJECT:** Required Testimony by Attorney General.

**FIRST AUTHOR:** Sen. Miller

**BILL STATUS:** As Introduced

**FIRST SPONSOR:**

**FUNDS AFFECTED:**     **GENERAL**  
                              **DEDICATED**  
                              **FEDERAL**

**IMPACT:** No Fiscal Impact

**Summary of Legislation:** This bill authorizes the Attorney General and an investigator of the Medicaid Fraud Control Unit to issue a subpoena to require a person to give testimony. The bill specifies that a prosecuting attorney may refer a case involving abuse or neglect of a Medicaid patient, in addition to Medicaid fraud, to the Attorney General for prosecution.

**Effective Date:** July 1, 2006.

**Explanation of State Expenditures:** This bill allows the Attorney General and an investigator of the Medicaid Fraud Control Unit to subpoena a witness to appear in person and provide testimony. The Attorney General reports that it currently does so.

This bill also allows a prosecuting attorney to refer a case involving abuse or neglect of a Medicaid patient to the Attorney General. P.L.73-2003 gave the state Medicaid Fraud Control Unit the authority to investigate Medicaid fraud, misappropriation of a Medicaid patient's private funds, abuse and neglect of Medicaid patients and patients in board and care facilities in accordance with federal law. The Attorney General's office reports that prosecuting attorneys currently forward abuse and neglect of a Medicaid patient to their office.

Both of these provisions make statute conform to current practice, and there should be no fiscal impact.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** Attorney General.

**Local Agencies Affected:**

**Information Sources:**

**Fiscal Analyst:** Sarah Brooks, 317-232-9559.